

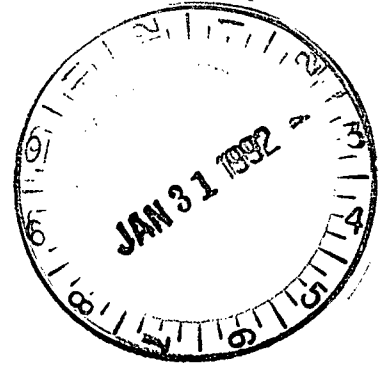
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TEXAS SECTION

January 29, 1992



VIA FACSIMILE AND REGULAR MAIL:

Ms. Molly Hall
United States Department of Justice
Land and Natural Resources Division
Environmental Enforcement Section
10th and Pennsylvania, N.W.
Washington, D.C. 20530

Re: United States of America v. Mass Merchandisers, Inc.

Dear Molly:

The purpose of this letter is to provide Region 6's comments upon your draft letter to Judge Franklin regarding the entry of the Arkwood Consent Decree. It is Region 6's opinion that the proper vehicle for notifying the court of the problem with the publication and noticing of the consent decree is a Supplemental Motion to the original Motion for Entry filed with the court. Region 6 requests that the Department of Justice file such a motion, explaining the situation to the court and requesting that further action on the consent decree be held in abeyance pending completion of the public notice and comment procedures in accordance with the requirements of CERCLA.

Finally, as we discussed earlier, I would like to receive a copy of the Federal Register Notice when it is published. Thank you for your assistance in this matter.

Sincerely yours,

15/
Rachel H. Blumenfeld
Assistant Regional Counsel

bcc: R. Earhart
B. Williams ✓

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